g.F-11-95

G. R. S. IX-5]

*Previous references.*

1895-6

~~191~~ .

( Police . . . )

File No. 2-1895.

Serial Nos. 1-8

*Later references.*

# GENERAL AND REVENUE SECRETARIAT.

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*Serial Nos.* 1-8

Major ~~Part~~ B for July 1896.

---

SUBJECT.

Dispute between the two rival factions of Mahammadans in Chickballapur

---

K

W D 83—GPB—50,000—24-7-16

Indexed

Countermarked

(5)

+7

Cuba to the 7th Inst.

Here has again been a delay - the order was passed on the 11th of March & not on the 16th of March as erroneously stated in the Australasian dated of the 23rd April & in the Dry Canvas report. The order of 16th March was a refusal to reconsider the order of 11th March & to release the two packets in question to proceed to the Ledge in prosecution. It was passed on application by the Naval officers concerned. The period of 2 months counts not from the date of that order, but from that of the earlier order

am rather entitled on the principle, the same under' ation - Hawkins upon the order is legal - & is not competent for the first officer - the affn. under the last para of 144 C of A may in practice shew altered the instructions of any subject'

RH

10/5/76

proposed under section
144. As however
this period has not
yet expired, the draft
hereunto annexed
may be passed. It
will not however
appear in the official
Gazette before the
expiry of the said
period

10/5/96

Please see Mr
of the enclosed
letter, in the
event of Mr
having resigned his
seat in the
House of Assembly.

10/5/96

Subj + Sub in Mysore
Transmitting Telegram 26th May 1896
on Refusal + C

No 1756 of

My dear Sir

I continuation of my two telegrams to the Dewan in reply to the Dewan's telegram (regarding the Bakied Kudbah here) addressed to the District Magistrate, or in his absence, to the Town Magistrate, I write a few lines for the Dewan's information as the District Magistrate is still away from Head Quarters & believed to be at Malvalli.

I

think it was the object
of the Mahomedan faction
here which is opposed
to Moulvie Shahuddin
& headed by Darvish Peer
Muthavalli of the Jumma
Masjeed to create a sensation
by telegraphing to the Dewan
on the subject of an appre
hended breach of the
peace at the Rodiya on
the Bakrid Kudbah day -
The name of the sender of
the telegram was misspelt
into "Kalpi Sabjan" by the
Telegraph officials which
rendered it unrecognizable,
but from subsequent enquiries

I find that the correct
name is "Khaji Sabjan
and as the Dewan wishe
to know who this man is
I have ascertained that
he is a son of the late
Sar-Khaji Ziyaulla Sahib
of Mysore City & is opposed
to Moulvie Shabuddin &
his faction — Moulvie
Shabuddin & his son
went away to Seringapatam
the evening previous
to the Bakrid Kudbah
and did not attempt to put
in an appearance at the
Edga on the following
morning so everything
passed

passed off quite quietly
without any attempt at
a disturbance -

Yours truly

M Wetherall

C. Seshanteshwara Iyer Esq
Offg Private Secretary

(9)

8/6/26

Dennis office

My dear Sir

Herewith the D-O as per our Number Collections instructions.

I spoke to Dorasamy yesterday. He told me the Notific Law had a good effect that the two parties were ready for reconciliation, but that the leaders alone did not come up.*

Yours very truly

J. Cummings Jr.

(-Srinivasa Iyengar Esq

* I have also received with Covernote

Library of the
Museum of
Comparative
Zoology
Harvard
University
Cambridge
Massachusetts
USA

Camp at Pelaimingala
11th June 1896

Inspector Genl Madras.

I have the honor to
letter from the Secretary
by me last evening

The records of the case are not
with me here. Colonel Clarke
I am much careful enquiries
in the matter. The Resident is
not blaming the Chargé des
Peddanna as is supposed

Lieut.

prayers being conducted by the present Park Emaum or any other fit person that may be appointed from by the Khazi himself. They will the Contents of the Khazi does not take the Plain - The Khazi's party are not however willing to Consent to any such arrangement.

This the building belongs to the whole Jamaayet & yet as it has been in the direct possession

IV

of the Magistrate any injunction held & order passed under Sections 145 or 147 of the C.P.C. Court but would in his favour which will not fail to create much discontent among the majority. Those people who have a right of entrance into the place being part proprietors, might create disturbance

written to you Sunday
awaiting my return of 4 days'
Casual Leave granted to me
from Monday next. Sunday
being a non-duty I shall
leave Kolar on Saturday
after 2 P.M.

Hoping you are
doing well

Yours sincerely

Court between two factions of
Democrats. Both the Democratic
building & the Edgar Comm to
raise the building by raising
a general subscription among
the members of Congress
and to both factions assert
their right to the same.
The majority are for the
Chapel. Some of them are
men of influence & wealth
The majority objected to the
Chapel

Kulaz performing prayers at
either of the places as they say
he has committed acts of sacrilege
to their religion and this account
is not without some basis

Several attempts were
made by me (as subordinate officer
to Abdul Aziz & the Circular
to bring about a reconciliation
between the Sultan & the Party
forming the majority are
willing to consent to the

prayers

time not for now, the
Cortes may feel emboldened
to fight.

I shall be at Kolar
tomorrow morning & ~~...~~
~~...~~ to arrive at the
Circuit House on Saturday & it is my hope
that I should deliver over
charge of the Treasury
formally. Dr Shamrabrey
writes

I believe the present Court has force for 6 months and if the parties are left alone they may come to terms by that time. For if meanwhile the Magistrate will vacate his action under Section 144. without imposing further interference from Govt. Can the other hand if the Court withdraw

Yours

Camp Bonneau
2nd/6

Dear Mr Crum

Marengo

I expect to
be off the 18th inst
I enclose you
the appointment
of Lieut Mr Knowlton
not to my liking
have disappointed
to me on the 13th
inst and no

14-7-86

GOVERNMENT OF MYSORE

My dear Seemunpasha

The Dewan spoke to me last evening about the Jimma matter in Chikballapur.

I believe there must be some letter from your office relating to the dispute about that matter - If you

Sabb?

I have informed Mr + Mr Dawson, but he bid me + Mr the file. I told it to be Sabb tomorrow —

I know I sent for the file in yr hand before I left Oxf. The file must have come + you + Lieutenant Low ought to have seen the file with the Clerk Magistrate at Oxf.

Dear Sir,

We wish to draw your
attention to the
recent increase in
postal charges.

The rate may be
up to date 8 cents
have a minimum
of each item posted.

Yours faithfully

12-2-56.

on a requisition from
the Q^r Mr. a Corporal
& Sergeant & Three
Seamen from Newfoundland
& Nova Scotia to report
to me here when the
Vessel with whom they
were sent - Seen

17/7/90

GOVERNMENT OF INDIA

1917

Dear Lady [illegible]

[illegible]

(2)

Translation of the Vernacular order of the 2nd Class Magistrate of the Chickballapur Taluk.

---

"There are two factions among the Mussalmans who attend the Jumma Masjid at Chickballapur, for offering their prayers. The Police Inspector of the Taluk has reported and made a statement in the Court, to the effect that there would be a disturbance of the public peace as the two factions of the Mussalmans seem to hold violent hatred towards each other. Sheik Ali Khaji Syed Ahmed of Kolar that he will stand by the side of the Imam (a place) and pray as usual risking any danger

that may thereby happen
to him. It is further
understood from the
report of the Inspector
that the men on the
side of the Khaji
have been giving vent
to foul and bitter
expressions. Next the
opponents of Khaji
on the other side,
Mustafa Khan and
others ~~having~~ organized
assisted by a large
no of their people, have
been preparing themselves
for a fight with the
Khaji. They also
declare vehemently and with bitter feeling
that the Khaji should
not go to the place
called Imam and he
will not be admitted
to the spot. Yesterday
evening the Inspector
of the Kotwali watched
the movements of these
people very carefully
and avoided the impending
quarrel between the factions.
Besides the Inspector
has reported that

again

again this morning the people thronged themselves together and fought with one another, and this has led him to order the servants of the Masjid to lock up the doors of the said Masjid. The attempt of Mukhtar Khan to collect people with intent to break open the lock is also reported by the Inspector. This morning when I inspected the Masjid I came to know from the speech & proceedings of the mob, that it has resolved to commit an affray. The No of the mob on enquiry to about 80. The building of the Masjid is a small one, and if the mob is allowed to rebel there, it would be impossible to quell it, and further there is greater reason to apprehend the disturbance of the Sabbath

of the public peace. I am also to state that it is dangerous to allow these people to convene together in the masjid at this critical time. Hence it is ordered under section 144 of the Criminal Procedure Code that none of the Musselman Community unless with lawful permission shall enter the premises of the masjid and offer prayers there, that the police should make the necessary arrangement to carry out the above order, and that the affected parties who wish to object to the order this passed, might make their representations, if any, to the Court in person within 10 days.

(Signed) Narayan Rao
Amildar and
2nd Class Magte
Chikballapur
Taluk.

19-10-95.

Memo.

(7)

The Police Inspector of the Chickballapur Taluk, made a report to the Amildar and 2nd Class Magistrate of the said Taluk on the 18th October 1895, which is as follows:-

"You are aware of the dispute and ill-feeling which exist between Kadi Khaji Syed Ashiff and Mustapha Khan, in respect of offering prayers at Jumma Masjid at Chickballapur; at about 6 O, clock this evening I was informed by Ruffedar Shama Rao, that there was a lodge or Collection of Mussalmans in the Masjid

and that some dispute
was also going on
among them in the matter
of opening prayers.
Immediately I went
to the place and saw
Khaja Syed Ariff
opening prayers ~~at~~
standing near a
place called Imam
& Mustapha Khan
~~of~~ in front of Khaja
preventing him from
doing so. There were
nearly 50 or 60 members.
Mr Mustapha Khan
who was ~~at~~ in front
of Khaja having
been dealt with a
blow on his knees, was
falling to the ground
when people of both the
parties began to
ill-use one another
and attempted to
fight hand to hand.
I interfered and

2

brought each Russ outside the masjid and searched him. Inspite of this, Mustaphakhan said that he would go to the masjid at 5 O, clock in the morning and to the masjid and offer prayers therein this king all dangers which might happen to him for so doing, and that he would that allow khaja to pray at all events Again at an interval of 2 hours some mussalmans collected themselves at the masjid and attempted to fight with one another when the town constables dispersed them. This masjid consists of only 9 or 10 rooms with only one entrance to it. If any quarrel breakout, there will be hardly any space

for the injuries of the police and men respectively.

From the way in which the Mussulmans on both sides speak, it is plain that they are determined to fight out, should an opportunity offer itself. Under the present circumstances, it is desirable that some judicious order preventing the break of such a quarrel in the interest and safety of the public peace, should be made without delay."

Upon the receipt of the above report the Amildar

In addition to the above the Assistant examined the Inspector personally in his Court, and recorded his statement, which is as follows:—

"There is one Khaja Syed Asseef in Chickballapur. He is Khaja to the town as well as to the masjid at Chickballapur. The work of Pesh Imam is entrusted to one Sheik Adam, I am not aware as to the formalities, which take place at the time of offering prayers. From Yesterday, I see a large collection of Mussalmans, they are giving vent to such bitter expressions as would lead them

to

an open quarrel and
disturb the public peace,
Khaja and his people
have determined ~~to~~
read and pray in the
Masjid in spite of
all dangers &c, Khaja
further says that he
himself will stand
in the first instance
at the place called
Imam and will pray.
The opposite party
objects to his doing
so, and say that ~~he~~ even at the risk of
forfeiture of property &c,
they ~~even~~ have determined to pray in the
Masjid. People on
the side of Mustaphakan
are gathering themselves,
Yesterday at about
6 O. clock, while
Khaja stood at the
place called Imam
to offer prayer
Mustaphakan
stood opposite to

him and began to pray.
Then there ensued a quarrel
between the two parties.
Immediately I interfered
and prevented them
from fighting. The
morning with the
object of keeping
them all away from the
masjid. I made the
watch servant to
lock it up, while
it was thus locked
by a constable than
threatening the servant
asked them to
open the door,
& in the event of not
complying with his
request he himself
would break open
it. Many people
& had collected
themselves there at
that time. From their
speech there is reason
to say that there will
be an affray and
thereby disturbance

of the public peace, and therefore that an order preventing the same should be made ~~instantly~~ instantly."

The Magistrate thereupon passed the following order.

on 19-10-95

"There are two factions among the Mussalmans who attend the Jumma Masjid at Chickballapur for offering their prayers. The Police Inspector of the Taluk has represented and made a statement in the Court, to the effect that there would be a disturbance of the public peace as the two factions of the Mussalmans seem to keep resident hatred

towards one another.
~~Next~~ The Khaja
Syed Ameer states
that he will stand
by the side of the
Imam (a place)
and pray as usual
risking any danger
that may happen
to him on that
account. It is
further understood
from the report of
the Inspector that
the men on the side
of the Khaja have
been given next
to food and kitchen
expenditure. Next
the opponents of
Khaja on the other
side, Mustapha
khan and others
assisted by a large
~~body~~ no of their people
have been preparing
themselves for a

fight with the Khaji.
These acts ~~[illegible]~~ [illegible]
state vehemently
and with bitter
feeling that the Khaji
should not go,
to the place called
Imam and that
he ~~would~~ shall not be ad-
mitted to the spot.
Yesterday evening
the Inspector of
the Taluk watched
the movements of these
people very carefully
and ~~[illegible]~~ prevented the
impending quarrel
between the factions.

Besides the inspector has reported again this morning, the people thronged themselves together and fought with one another, and this led him to order the servants of the masjid to lock up the doors of the said masjid. The attempt of Mushaffarkan to collect people with intent to break open the lock is also reported by the inspector. This morning when I inspected the masjid I came to know from the speech & proceedings of the mob, that it has resolved to commit an affray. The number of the mob ranges to about 80. The building of the masjid is a small one, and if the mob is allowed to rebel there, it would be impossible to quell it. Further there is a greater

greater reason to apprehend
the disturbance of the safety
of the public peace. I am
also to state it is dangerous
to allow these people to
convene together in the masjid
at this critical time. Hence
it is ordered under Section
144 of the Criminal Procedure
Code that none of the
Mussalman Community,
unless with lawful permission,
should enter the premises
of the masjid and offer
prayers there, that the
Police should make the
necessary arrangement
to carry out the above
order, and that the affected
parties who would object
to the order thus passed,
might make their repre-
-sentations, if any, to the
Court in person within 10 days!"

The above order was passed on the 19th October 1895 and it was in force till the end of 18th December 1895. The Magistrate being desirous of extending the time to 6 months, ~~then~~ during which period ~~till then~~ it was desired that the order should be in force, applied to Government through the Deputy Commissioner to extend the time by publishing a notification in Government Gazette under the last clause of section 144 of the Criminal Procedure Code. But as the Amildar Magistrate

Dy Registrar No 2265
Dt 15-12-95 5/8

Magistrate's Pro-
-ceedings sent up to the District Magistrate reached this office after the expiry of the date of the Amildar's order referred to ~~in~~ Government could not take any action on it, under the said section. Hence it was ordered in Government Proceedings No. 7633 dated 8th January 1896, that the above suggestion could not be carried out owing to the lapse of time the magistrate's order and that the Magistrate if necessary, should take fresh proceedings

proceedings in
the matter.

Again on 23-1-96
the Police Inspector
of the Chickballapur
Taluk made the
following report
to the Taluq Ma-
-gistrate:- "You
are aware that
the door of the
Jumma Mas-
-jid at Chick-
-ballapur is
shut owing to
the existence of
two factions among
the Musalmans.
The Jamedar of
the Kasaba, has
reported in his
diary dated 22nd
instant, that
Mustaphakhan
& opponents of
Khaji Ameer
discussed

discussed among themselves that during the ensuing Ramjan that the people on the side of Khoja should not go to the edgah as usual, to offer Kudba and Ramjan prayers and that if they did they (Mustapha ki) would also accompany them and the result would be the occurrence of a riot. that the dispute between the two parties had been raging for the last two years. the men of two factions will not flinch from ~~the~~ a affray &c.

and

and wreak ~~of the~~ [illegible] public
peace, should
an opportunity
offer itself.
They are very
much hostile
~~to~~ one
another. If all
these men assem-
bling more
than 100 join
and quarrel it
would be very
difficult for
the Police to sup-
press. Taking the above
circumstances,
it is suggested
that some judi-
cial order as
a preventive
step, should be
passed." The
Auditor pe-
rusing the above
report

report remarked
that the Inspector
did not hold any
enquiry on the
spot. The Inspector
in obedience to
the above order holding
an enquiry, stated
as follows:- on 7-3-96.

"On the 17th of this
month the feast
of Ramjan and
Kuttha will be
celebrated and
on that day according
the custom prevailing
on the Muvval-
-muvvar to Edaya
which is at a
distance of 2½ miles
to the North-west
of the Chickballapur
Town and offer
prayers &c. Among
these Muvvalumans
are two factions,
and

and they are on
hostile terms with
one another, Mus-
-taphakhan states
that Kaurs &c
should not be
held in the Edgr
and that Syed
Aureef states
that he will in
accordance
with the prac-
-tice, offer prayers
&c in the said
place. The state
-ments made
by them are here
-with submitted
for perusal
and for such
orders as may
be deemed ne-
-cessary."

Statement
made by Musta
-phakan is as
follows

m 2-3-96.

follows:—

"The Musealmans here are of two parties the Jumma Masjid is closed in consequence of the violation of some of the Mohammedan Religions rules by Syed Ameef — 15 days hence Ramjan and Eudha will occur and the men will have to go to Edaga outside the Town as usual to offer their prayers. People have their right to this equally with the

Musjid

The resort to this for offering prayers etc, should be stopped in the same way as they are prevented from entering into the Muszid. It is not from the date of closing the muszid, but for the last one month the two parties have been offering their prayers in separate places formed by themselves. Similarly in the case of Edaga, separate places may be selected and prayers offered. Except the man in behalf of Khaji, others will not agree to

stand

stand behind him
(Khaji) and offer prayers.
Considering that aller
-cation of words whom
next might occur, I
have reported the matter
to the Police beforehand."

Statement by Syed
Ariff

m 6-3-96

I am the Khaji of the
Jumma Musjid at
Chickballapur. Khubba
and Ramzan observed
by our people will occur
12 days hence. On that
day as usual, sitting
on horseback, I leave
the town with music to
to Edaga and offer
Khubba prayers standing

~~stand~~ in front there. All the others stand behind me and listen to me After the prayer is over, the people offer me coins as they please. Among the mussalmans at Chickballapur there are some ~~in my behalf~~ on my side and others are ~~on the side~~ of one Mustafa-Khan. The latter intends putting stop to the custom handed down to me by my father in the manner aforesaid. On a previous occasion, when I wanted to offer Kudba & other prayer at the place called Edaga with

with my man as usual, Mustaphakhan tried to oppose & disturb us. I thereupon, with 10 of my man petitioned the then Amildar Gullam Alli Khan who ordered that no disturbance to the existing custom should be made and that each of the opponents should execute a Mutchlika for Rs 50/- binding hereby to keep peace. All those people had then come to offer Kudda prayers at the said place. In accordance with a decree passed by the Chickballapur Sub Division Munsiff's Court, in case no 111 of 1892, I had

GOVERNMENT RECORDS

had the privilege to stand in front and offer prayers &c and that none else should have recourse to it. Copy of the decree is with me.

A similar dispute occurred during the life-time of my father when he, giving up the usual muszid and Edaga, was offering prayers &c in other places. If Mustapha-Khan and others are not desirous of offering prayers standing behind me, Government should punish them for any opposition on their part I only adhere to the

manner

Mamool and go there to offer prayers. People to the extent of 100 and upwards from the neighbouring villages, Audarlahalli &c, come and, after offering prayers to standing behind me, return to their villages. If Mustaphakhan and his party try to prevent me, I would not yield to them".

The Amildar next took down the statement of the Police Inspector, which is as follows: — on 11-3-96

" I am the a resident of Chickballapur town. I have been here for a long time. I know the

mussalmans of the town. There now exists two factions among these. These attempted to quarrel with one another in respect of Jumma Muszid and to cause disturbance of the public peace during the months of october last.

The door of the Muszid is shut and none will go there, as ordered by this Court on the 19th October last, on receipt of a report from the Police Inspector.

From the time of passing the prohibitory order, the mussalmans of both parties have arranged

arranged for themselves
separate places and
offer their prayers thereon.
Even now these people
are cherishing ill-feeling
towards one another
and if both the parties
meet in one and the same
place again, there will
no doubt be a quarrel.
On the 17th of this month
according to the practice
prevailing, all the
Mussalmans collected
themselves near Edaga
outside the town for
offering their prayers.
The Khaji, it is under-
stood, has made up his
mind to go there as usual
and to offer prayers standing
in front of the mosque.
On a similar occasion, for

having attempted to offer prayers in the Jumma Masjid. People greatly quarrelled and an order was passed during the last October in the matter of closing the door of the masjid. ~~during the last October~~. If this Khaja, were to go now to Edaga for offering his prayers as usual, in procession, there will be a quarrel, his Opponents Mustāphakhan & others say that they will not allow Khaja to go in procession and to offer prayers as he does not deserve the same, and they have also told me that they will go in advance, & there will be again Gallatte.

I have noted this Statement in my diary Khaja Syed Asadullah have deposed in the Station that he will not mind their objection.

In the matter of Standing in the front & Offering

Among these there are two factions. If these are allowed to assemble at that place today, there are clear reasons to say that there will be an affray and disturbance of the public peace. None of these men can be controlled. Hence an order under section 144 should be passed, prohibiting them all to approach either the Edga or the Masjid. The Court is also requested to peruse the former record in the matter.

After recording the above, the Amildar has passed the following order:-

17

GOVERNMENT OF MYSORE

Order.

11-3-96

"The Muselmen Residents of Chickballapur are split up into two factions. On a report being received that grounds calculated to disturb the public peace would ensue by their assembling in the same mosque, and performing Namaz, an order was passed on 19th October last in Mis: Case No 34, that no body should enter this mosque, and perform Namaz therein.

It would appear that the Muselmans of this town intend celebrating the Ramzan feast on the 17th instant, that on that occasion Khaja Syed Ameer intends

standing in front
in the place called
Edga & performing
Namaz, that the people
of the opposite party
not being willing
to stand behind him,
a "galatta" and breach
of the peace are im-
minent, and that
the same state of
things now exists
which existed when this
Khaji was prevented
from standing in
front in the Masjid
and performing Namaz,
and when disturbances
resulted therefrom.

The acting Inspector
Venkatramana Naik
has deposed that
the people of the parties
speak angry words
and show signs
of desire to fight
openly.

The record of the case
in which it was held
that for sometime
no body should perform
Namaz in the Jumma
Masjid, has been
removed. It is
clear that as regards
the performance of
Namaz in the Edga
on the 14th inst. there
will be rioting and
breach of the
public peace. The
Masjid is an enclosed
space, when there
is a likelihood of
a fight if both
factions assemble
in it and perform
Namaz. There is
no doubt that there
will be a similar

SUPERINTENDENT'S OFFICE

disturbance in the Edga which is an open place if a large number of people of opposite factions be disposed to fight should assemble here and begin to perform Namaz.

From this are likely to result danger and ~~disturbance~~ disturbance of public peace.

For these reasons it does not seem expedient to allow people in their present frame of mind to assemble either in the jumma masjid or in the

open place called Edaga
in this town. (Check
hallapan.

Consequently
it is hereby ordered
under section 144
of the Code of Criminal
Proc: that no body
should without
obtaining a proper
permission enter
this Masjid and this
Edaga and perform
Namaz therein.

—

2. A Darkum should
be sent to the Police
directing that Copies
of this Order should
be issued on Khaja
Syed Ashiff, and
Mustapa Beg and
other municipal
Muzalmans
and should also
be stuck up to the
Masjid & also Edaga."

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On the 14th March 1896, Syed Ameef presented a petition to the Amildar Magistrate, which is as follows:-

The Khazi right belongs to my family from time ~~immorial~~ immemorial. I am Khazi according to the custom of the Muhammedans, it has been handed to me by my ancestors; the Court cannot by any means prevent me from exercising that right. The Namaz during the festivals of Khuthaba, Ramazan and Bukreek

in the Masjid as well as Edga is conducted by me, without the aid of my mayalapesh Imam. A decree has been passed to this effect in case No. 111 of 1882 on the file of the Munsiff of Chikballapur.

When the Manual exists for my doing so, it is not reasonable that an order should be passed, prohibiting the men from entering into the Juma Masjid as well as to the Edga to offer prayers ~~hereby~~ merely at the representation of some of the mischievous applicants. I request that the existing Custom may be adhered to and all help necessary to carry out the same may be given.

Upon this the Amildar took down the statement of the applicants on solemn affirmation & which is as follows:—

× on 14-3-96

The petition is in my handwriting and I have produced it, I wrote it, because some mischievous persons have petitioned to you that it should be stopped &c. I do not know

22

Know who made that application to this
GOVERNMENT RECORD Court. I only hear that an
application is made to this Court.
I can prove that some mischievous
persons have presented it. I pray
that I may be given Koomuk to
see that no disturbance is caused to
me at the time of offering my prayers
standing in the front.

14-3-96. The Amildar Magistrate thereon —
ordered that records and witnesses to
testify to the above effect should be
produced before him.

Again on the 16-3-96 Syed —
Aureef presented an application —
praying that he might be permitt
to pass through the Chowk of the Tower
to the field near the Puralasiddapp
temple, for offering prayers be —
tween 9-30 and 11-30 A.M. [illegible]
the 17th Instant, being the Ramaza
day.

× on 16-3-96. The Amildar recorded the State
-ment of the applicant again whi
is as follows: —

Tomorrow at 9-30 A.M. m
self

self and my party starting from the front of Lala Ameah's house, ~~St. Edna~~ situated near the Shop of Konnati Byannah will go via a Chowk, to the field of Maralu Siddappa and after finishing the Namaz thereat, we will go back at 11-30 A.M. The distance between ~~the~~ place and ~~the~~ place near Wod Halar temple wherein Mustafa Khan & his men it is said, offer Khutba prayers, is about 20 yards.

Mustafa Khan son of Subedar-Major Ahmed Khan Sahib presented the following petition to the Amildar magte on the 16th March 1896.

The feast of Khutba will have to be celebrated on Tuesday the 17th of March 96. There are two factions among the Musselmans, and as these are in hostile terms with one another, it is ordered by the Govt that these men should not gather in the place called Edga for offering ~~for~~ their prayers. I request ~~that~~ therefore that you will

will grant a license permitting
me & my people to go in
procession on horse back with
music &c from the old Taluk Cutcheri
via chowk to Alavgudi situated
by the side of iron foundry and
to offering Khutba prayers thereat.
We will return after 12 to Taluk
Cutcheri Road.

25

on the back of the said
petition, a muchlika
is executed by Kasim Sa
and Lala Sahib to the
effect that no disturban
of the public peace by
means of a riot &c will
be caused by the takin
of the procession referred
in the petition & that if
any such actions take
place, they would ~~by this~~
bind by this muchlika
to forego Rs 100 to the Gov
of Mysore and it has also
been attested by two
Hindu Witnesses.

16-3-96.

On perusing the above
petitions &c, the Magistra
passed the following
order: —

16-3-96. The petitions presented to-day by Khazi & Mustapha Khan are attached to this. Of these the Khaji has this day produced no other references. From the petitions given by these people themselves, it is obvious that there is a factious dispute between them. On the ground that their assembling in the same place armed renders it grounds calculated to disturb the public peace, an order has made in this Case No 83 prohibiting these from meeting in the Edga and

Jumma Masjid.
They now say that
they will start from
the same place and
go for the Ramzan
feast in a manner
calculated to bring
them together.
The partizans of
this ~~Moazzin~~ Muster
-phakkan say that
they will sit on horses
and pass through
the big streets in
procession with
music. By this it
seems the opposite
faction (Khajis)
will be provoked and
commit a breach of
the peace.
Therefore under
present circumstances
it does not seem
expedient to give
any of these people
permission to go

27

for the Rawzan — mounted on horses.

Consequently three applications are rejected.

2. A copy should be sent to the Inspector who should be asked to inform these people accordingly.

—

The following order was also passed by the Assistant Magistrate in continuation of the above on the :—

Dt 28-4-96.

"Read records connected with this: No 83 on the file of this Court: as also the Police records relating to this matter. It would appear that these musalmans are still at feud with

one another. Under
the last clause of
section 114 of
the Criminal Pro: Code,
the record is submitted
to the Hon Magte of
Kolar with a view
to his moving the
Govt. to extend by
6 months the operation
of the order passed
by this Court on the
16th of last month
which expires on
the 16th of May.
A separate report
report should be
written and the entire
record sent up."

---

On receipt of the above
Pro: Memo the Govt published
a Notification No 272 dt 10-5-96
in Govt Gazette dt 28th May 96.
extending the time
of the prohibitory
order passed by the
Asstt Sessions Magte by 6 months.

(8)

Order

Adverting to the order of Govt. No 1720 dated 13/3/46 passed under s 144 Cr P Code and published in the Fort St George Gazette of — Idem, the District Magistrate of Kolar is requested to report, for the information of Govt, whether, subsequent to the promulgation of the said order, any reconciliation has been effected between the rival sections of the Muhammadans therein referred to, so as to justify the withdrawal of the order

If Dm the Dm is further requested to ascertain & report which party has been in actual possession of the disputed Masjid & Idgah before dispute arose, and whether the injunction, if any, of this Court placing the parties in possession of the same should be withdrawn as regards the party in possession and the party not in possession directed to abstain from interfering with the status quo ante pending orders of this Court

Dm is requested to submit his report within 8 days from the date of receipt of this order.

Secy

D Kolar.

8/6/46

Document Number
Document Date
Subject

Gen. 31.]

1895 28-12-95 5101 DEWAN J. 786

last clause doesn't say that the order should be passed within the 2 months or that the application for extension must be made within that time.

3 The sub Dt Supt says in his report to the Dt Magte that there is much bitter feeling between the factions.

6/1/96

Police 2nd 1895-1

From The District Magistrate of Kolar

To General
The Secretary to the Government
~~Dewan~~ of Mysore.

Dated 5th December 1895
Despatched 20th do.
Received
General No. 2265
No. 598 ×
Enclosure No. 1 Petn

Submitting for orders for Records relating to the impending disturbance of the peace between the two factions of the Mahomedan Community at Chickaballapur

× Petn No 1351 of 24-7-95
3133

Vide No 415 of 2-5-96 from D.M. Kolar.

Urgent J.
23/1/96

To
The 1st Comm.

A draft Order prepared under the instructions is submitted.

2 It is true that the Dt Magte's application came in after the expiry of the statutory 2 months, but see 44

Kolar District Magistrate's Court.

Dated 15th December 1895

To,

The General Secretary to the Government of Mysore

Sir,

In submitting herewith copy of letter No. 150 dated the 8th. Instant from the Sub Division Magistrate of Chickballapur with its enclosures (file of records) in the matter of an impending disturbance of the peace between the two factions of the Mahamudan Community at Chickballapur, I have the honor to state that as suggested by that officer it is very desirable that neither parties should be allowed to perform their prayers in the Musjid until the exclusive right claimed by each of the parties is adjudicated upon by a Civil Court. I therefore request that

X. To be obligingly returned.

that the period of the order passed
by the 2nd class Magistrate of
Chickballapur under section 144
Criminal Procedure code may
be extended to 6 months...

I have the honor to be,
Sir,
Your most obedient servant

Abdul Rez
HR for District Magistrate

Gen. 31]

1895 (1/6)

From The Sub Dn Officer
Chikballapur

To The District Magistrate
Kolar

Dated 8th
Despatched 8th } December
Received 10th

General No. 150
No.

Enclosure No.

Sir,

I have the honor to submit Chikballapur similar and 2nd class Magistrate's report dated 7th instant with the entire records of the case in the matter of an impending disturbance of the peace between the two factions of the Mahomedan community at Chikballapur and to state that from the state of feeling between these factions

factions it is necessary that neither parties should be allowed to perform their prayers in the Masjid until the respective right claimed by each of the parties is adjudicated upon by the Civil Court, the Masjid not being a temporary institution Under Section 144 of the Criminal Procedure Code, the order of the 2nd Class Magistrate, Chikballapur has to be made absolute before the 19th instant on which date the two months from the date of the order will expire

Sd/-
S. R. Krishnaraya
Sub Division
Magistrate
Chikballapur

Copy

Sd/-
for Commissioner

True

Police
2-1895-2

Gen. Serial No. 31.]

1896

(3)

From

The General Secretary
to the Govt of Mysore,

To

The Dt Magistrate
of Kolar.

Dated January 196

Despatched

Received

Enclosures No.

General No. 7633 18-1-96.

No. 848

Read his letter no 2265 dated the 15th ultimo, from the Dt Magte of Kolar requesting the extension of the period of the prohibitory order passed by the Chickballapur Taluk Magistrate in Criminal Misc: case No 34 of 1895-96 on the file of this Court, for six months.

Order thereon

This represents that in the case dated 15 Dec 1895 was detained on the 20th inst in this Office as a witness, by which time

Transcription notes: Gen. Serial No. 31.] 1896 (3) From The General Secretary to the Govt of Mysore, To The Dt Magistrate of Kolar. Dated January 196 Despatched Received Enclosures No. General No. 7633 18-1-96. No. 848 Read his letter no 2265 dated the 15th ultimo, from the Dt Magte of Kolar requesting the extension of the period of the prohibitory order passed by the Chickballapur Taluk Magistrate in Criminal Misc: case No 34 of 1895-96 on the file of this Court, for six months. Order thereon This represents that in the case dated 15 Dec 1895 was detained on the 20th inst in this Office as a witness, by which time

Gen. 31

189

OFFICE OF THE
5961
- 9 1406
NEW

Plice 2-1853

From The District Magistrate
Bkolar

To The Secretary to the Govt
Mysore A. & G. Depts

Dated 2nd May 1896
Despatched 4 — Do
Received 5 — Do

General No. 4165
No. 1124

Enclosure No. 1 file X.

Submitting record in criminal misc. case No. 83 of 1895-96 on the file of the Munsiff-Magistrate Bkolar — — — —

+ Ret^d with
Vide/No 1339/3133 of 24-7-96

Vide D.M. Kolar's Lett.
No 2265/598 of 15-12-95

J 5/5/96
Submitted with reports
Drafted
ma
8/5/96

Kolar Deputy Commissioner's
office
Dated 2nd May 1896

To.

The Secretary to the
Government of Mysore
Revenue and General Departt

Sir.

Adverting to Government Proceedings
No: 7633/G 848 dated 8th January last, I have
the honor to submit herewith the record
in Criminal Miscellaneous Case No: 83 of
1895-96 on the file of the Amildar and
2nd class Magistrate of Chickballapur.
The Magistrate has taken fresh proceedings
under Chapter XI Indian Penal Code and
passed an order under Section 144, Indian
Penal Code, on the 16th March 1896 which
will expire on the 16th May. The Magis-
trate reports that the Mahommedans
of both parties are still in hostile terms

2. I therefore request that under
the last clause of Section 144, Indian
Penal Code, the term of the order
may be extended to 6 months for the
reasons

reasons already stated in his office letter No: 2265/598 of the 15th December last.

I have the honor to be
Sir
your obedient Servant

Illegible

for Deputy Commissioner
Kolar District.

No 3278

Camp No 272 dated 10/5/96

(6)

Re Tafil under 144 Cr P Code

Police 2-1895-14

Registered post.

X

(for the preservation of the public peace and to prevent a riot between the rival factions of the Mahomedans residing in the Town of Chilkalta)

Whereas, the Amildar and 2nd class magistrate of the Chikhalda pur Taluka has passed an order dated 16th March 1896 under the provisions of section 144 of the Criminal Procedure Code, directing the said Mohamed an factions of the Chikalda pur Taluka from entering the Jumma Masjid in that place of Chikhalda pur for personal reasons therein offering prayers & the same be read by their respective leaders Khaji Syed Ahmed Sahib & Imam Sahib Khan; and whereas it has been represented to me & I am satisfied that the

the hostility between
the said two parties ~~the two parties~~ ~~with which the~~
~~aforesaid breach of~~
~~the peace~~ ~~commenced~~
contained unabated
and there is a likelihood
apprehension of a breach
~~of the peace~~, should
the Amildar Majesty's
order cease to be
in force, ~~they~~ Government
hereby pleased
to direct under the
~~powers vested~~
in ~~them~~ by the last
para of Section
144 Cr P. Code, that the
said order of the
Amildar Majesty which in the usual course
~~does~~ do continue
in force for a further period
of six months from the date
~~the date of expiry~~
~~of the period of~~
~~the said order or otherwise~~

~~two months~~ ~~fixed~~ in the
~~accordance~~
clear three in force.

By order,

Under Secretary 9/5/96 Secretary

To,

The Compiler,
Mysore Govt. Gazette
for publication.

8 C 5

Camp No 273 7/10/5/96.

wish
y Notice
/.. with
the direction that
there has of late been
a great delay in
making the payment
of the Govt. dues
current
such duty
shall be
enacted

1/5/96

Mr. Lucas
Mark urgent & send
to mysaul - Must must
appear in next gazette

DP

Re: ?
10/25/96

X X

Please phone Co. re
boundary @
10-25-96.

attended to
Upr 10/5.

No 3867

Gen. 31.]

GOVERNMENT OF MYSORE

1896

OFFICE OF THE
208
9 JUL 1896
36
DEWAN OF MYSORE

Police
2-1895-96

From The Deputy Commissioner
Kolar district

To
Revenue & General
The Secretary to the
~~Government~~ Dewan of Mysore.

Dated 6th July 96
Despatched 8th Do
Received 9 —
General No. 89
No. 27
Enclosure No.

Reporting on the dispute between the two rival factions of Mahomedans of Chickaballapur about performing Namaz

I also call
9-7-96

The Camp Munshi was sent to the Camp on 8/7/96 as per Telegram received from Bangalore dated 14-7-96

The file is hereby handed to [illegible]
He is directed to [illegible]
[illegible]
[illegible]

District Magistrate's Office
Kolar, Dated 6th July 1896

To

The Secretary to the
Government of Mysore
Revenue and General Departments.

Sir,

Adverting to your Memo camp No: 273 forwarding copy of Government Notification camp No: 272 dated the 10th May 1896 issued under Section 144 of the Criminal Procedure Code extending for a further period of 6 months the orders passed by the Amildar and 2nd class Magistrate of Chickballapur directing the two rival factions of the Mohamadan community of the Town of Chickballapur to abstaind from entering the Jumma Masjid and Eedga in that place for performing namaz therein, I have the honor to report that the Mohamadans referred to have settled their disputes and presented a petition to the Amildar to

that effect.

2. I therefore request that the Government may be moved to withdraw the Notification in question.—

I have the honor to be
Sir,
Your most obedient servant

E Marshall
District Magistrate
of Kolar.

From

No: 1147/J101 dt 21-7-96

Notification

Under Sec. 144 of the Criminal Procedure Code

The District Magistrate of Kolar having reported the amicable settlement of the dispute between the two rival factions of Mahomedans at Chikballapur, Government are pleased to direct the withdrawal of that the order No. 272 dated Camp Mysore 10th May 1896, notifying the continuance in force for a further period of six months of the order passed on the 4th March 1896 by the Assistant Magte of the Chikballapur Taluk under Sec. 144 of the Code of Criminal Procedure, be and the same hereby is withdrawn By Order

To The Compiler M.R. 17.7.96

Note: The Asstt Commr Chikballapur reports that the order in G.O. dated 4th March 1896 has been withdrawn by the Magte concerned

Police 2-1895-8

Submitted Secretary 18-7-96

Approved 18/7/96

Superintendence 20/7/96

Noted for issue 20/7/96

847

Copy to the ~~District~~ No: 1148/J102 dt 21-7-96

Magistrate Kolar with ref to his no 89/27 dt the 6 July 1896.

By

dt 20/7/96.

Ly